Attorney's Docket 040021-0307298 Client Reference: OPP 030894 US

IN THE CLAIMS:

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This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Previously Presented) A method of forming a gate electrode in a semiconductor device, comprising the steps of:

forming a gate oxide on a semiconductor substrate;

depositing polysilicon on the gate oxide;

forming a mask formation film on the polysilicon;

patterning the mask formation film twice, using a photolithography process for each patterning, wherein one photolithography process is performed with a mask pattern which masks neighboring gate electrode areas and an area between the neighboring gate electrode areas, and the other photolithography process is performed with a mask pattern which exposes the area between the neighboring gate electrode areas;

etching the polysilicon using the patterned mask formation film; and removing the mask formation film remaining on the polysilicon.

- 2. (Previously Presented) The method of claim 1, wherein the mask formation film is patterned by a photolithography process with a mask pattern which masks neighboring gate electrode areas and the area between the neighboring gate electrode areas, and then by a photolithography process with a mask pattern which exposes the area between the neighboring gate electrode areas.
- 3. (Currently Amended) The method of claim 1, wherein the mask formation film is patterned by a photolithography process with a mask pattern which exposes the area between the neighboring gate electrode areas, and then by a photolithography process with a mask pattern which masks neighboring gate electrode areas and the area between neighboring gate electrode areas.
- 4. (Currently Amended) The method of claim 1, wherein the mask thin formation film is made from material having a great difference difference in etching rate from the polysilicon.

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5. (Currently Amended) The method of claim 4, wherein the mask thin formation film is silicon oxynitride or silicon nitride.

6. (Currently Amended) A method of forming a gate electrode in a semiconductor device, comprising the steps of:

forming a gate oxide on a silicon substrate;

depositing a polysilicon to function as a gate electrode on the gate oxide, and then forming a mask formation film to be used as a mask when the gate electrode is etched from the polysilicon;

forming a first pattern of photoresist on the mask formation film, and then performing a first etching step of etching the mask formation film based on the first pattern of photoresist;

removing the first pattern of photoresist;

forming a second pattern of photoresist on a portion of the mask formation film remaining after the first etching step and on the polysilicon, and then performing a second etching step of etching the mask formation film based on the second pattern of photoresist;

removing the second pattern of photoresist, and then etching the polysilicon using the mask thin formation film partially remaining on the polysilicon; and

forming the gate electrode by removing the mask formation film remaining on the polysilicon.

- 7. (Previously Presented) The method of claim 6, wherein the mask formation film is made from material having a great difference in etching rate from the polysilicon.
- 8. (Previously Presented) The method of claim 1 or 7, wherein the mask formation film is silicon oxynitride or silicon nitride deposited by a PECVD method.
- 9. (Previously Presented) The method of claim 6, wherein the etching of the mask formation film in the first and second etching steps is performed until the polysilicon is exposed.

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10. (Previously Presented) The method of claim 6, wherein, in the step of forming the gate electrode, the mask formation film is removed by a wet etching.